

FILED

UNITED STATES COURT OF APPEALS

FEB 22 2008

FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

JOHN F. ELIZONDO,

Plaintiff - Appellant,

v.

SECRETARY OF THE UNITED
STATES DEPARTMENT OF THE
NAVY,

Defendant - Appellee.

No. 06-55422

D.C. No. CV-02-01063-BEN
Southern District of California,
San Diego

ORDER

Before: HALL, GRABER, and BERZON, Circuit Judges.

Appellant's Motion to Augment the Record on Appeal filed on August 30,
2006, is DENIED WITHOUT PREJUDICE to its renewal in the district court.